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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

MARK A. SMITHERMAN,  
Plaintiff,

Case No.: 2:20-cv-00579-JCM-DJA

v.

EXPERIAN INFORMATION SERVICES,  
INC. EQUIFAX INFORMATION SERVICES,  
LLC, TRANS UNION, LLC, and PLUSFOUR,  
INC.

Defendants.

**STIPULATION AND ORDER TO  
EXTEND TIME FOR DEFENDANT  
PLUSFOUR INC. TO FILE ANSWER TO  
PLAINTIFF'S COMPLAINT**

**(FIRST REQUEST)**

Plaintiff, MARK A. SMITHERMAN ("Plaintiff") and Defendant PLUSFOUR, INC. ("Defendant") (collectively, the "Parties"), by and through their respective counsel of record, hereby stipulate and agree as follows:

1. On March 24, 2020, Plaintiff filed his Complaint. Defendant, PLUSFOUR, INC, in the United States District Court, District of Nevada, titled *Mark A. Smitherman v. Experian Information Solutions, Inc., Equifax Information Services, LLC, Trans Union, LLC, and PlusFour, Inc.*, Case No. 2:20-cv-00579-JCM-DJA.

2. PlusFour, Inc. was served the Plaintiff's Complaint on March 31, 2019 through a registered agent and acknowledged receipt of service.

3. Defendant PlusFour's deadline to answer was April 20, 2020.

4. Based on Governor Sisolak's declaration of a public health state of emergency in Nevada as a result of COVID-19, and the accompanying directive for non-essential businesses to shut down, PlusFour, Inc. has suspended operations.

5. In light of the COVID-19 pandemic and office closings, PlusFour, Inc. and its counsel

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require additional time to investigate and respond to the allegations and claims made by Plaintiff. Accordingly, the parties agree to grant PlusFour, Inc. an initial extension of the deadline to respond to Plaintiff's Complaint to May 19, 2020.

6. This Stipulation is made in good faith, not for the purposes of delay, and granting it will not prejudice any party. This extension of time will allow PlusFour, Inc. time to investigate the allegations and claims raised by Plaintiff's Complaint, confer with counsel, and prepare its response. This is Defendant PlusFour's first request for an extension of time.

7. On April 27, 2020, PlusFour, Inc.'s counsel conferred with Plaintiff's counsel regarding the basis for this request and its need for an extension. Plaintiff's counsel had no objections and approved a 21-day extension in response to the request.

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WHEREAS, the parties hereby stipulate and agree, pursuant to LR IA 6-2, , that Defendant PlusFour's time to answer, move or otherwise respond to Plaintiff's Complaint in this action is extended through and including **May 19, 2020**.

<p>Dated this 5<sup>th</sup> day of May 2020</p> <p><b>SHUMWAY VAN</b></p> <p><u>By: /s/ Garrett R. Chase</u>  Garrett R. Chase, Esq.  Nevada Bar No. 14498  8985 S. Eastern Avenue  Suite 100  Las Vegas, Nevada 89123  Phone: (702) 478-7770  Email: garret@shumwayvan.com  Attorneys for Defendant  PlusFour, Inc.</p>	<p>Dated this 5<sup>th</sup> day of May 2020</p> <p><b>PRICE LAW GROUP</b></p> <p><u>By: /s/ Steven A. Alpert</u>  Steven A. Alpert, Esq.  Nevada Bar No. 8353  5940 S. Rainbow Blvd.  Suite 3014  Las Vegas, Nevada 89118  Phone: (702) 794-2008  Email: <a href="mailto:alpert@pricelawgroup.com">alpert@pricelawgroup.com</a>  Attorneys for Plaintiff  Mark A. Smitherman.</p>
<p>Dated this 29<sup>th</sup> day of April 2020</p> <p><b>CLARK HILL PLLC</b></p> <p><u>By: /s/ Jeremy J. Thompson</u>  Jeremy J. Thompson, Esq.  Nevada Bar No. 12503  3800 Howard Hughes Parkway  Suite 500  Las Vegas, Nevada 89169  Phone: (702) 862-8300  Email: jthompson@clarkhill.com  Attorneys for Defendant  Equifax Information Services, LLC</p>	<p>Dated this 29<sup>th</sup> day of April 2020</p> <p><b>NAYLOR &amp; BRASTER</b></p> <p><u>By: /s/ Jennifer L. Braster</u>  Jennifer L. Braster, Esq.  Nevada Bar No. 9982  1050 Indigo Drive  Suite 200  Las Vegas, Nevada 89145  Phone(702) 420-7000  Email: <a href="mailto:jbraster@naylorandbrasterlaw.com">jbraster@naylorandbrasterlaw.com</a>  Attorneys for Defendant  Experian Information Solutions, Inc</p>

**ORDER**

**IT IS SO ORDERED.**

DATED this 6th day of May, 2020.

  
UNITED STATES MAGISTRATE JUDGE

Submitted by:

**SHUMWAY VAN**

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